THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.27502 OF 2005

DATED:27.12.2005

Between:

M/s.Dwaraka Restaurant & Bar

H.No.12-2-783/3/A, Ring Road,

Rethibowli, Mehadipatnam

Hyderabad, rep. by its Managing Partner

Mr.Sanjay Khanduja, S/o.MotiramKhanduja

…Petitioner

And

The Commissioner of Police,

Hyderabad City, Basheerbagh, Hyderabad

and others

…Respondents

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ORDER:

The petitioner is a firm which obtained a licence from excise authorities in form – 2B to run a bar and restaurant in the name and style of M/s.Dwarka Restaurant & Bar. Alleging that the first respondent is insisting upon the petitioner to obtain a licence under Section 3(h) of the Hyderabad City Police Act, 1348 fasli, the petitioner filed the present Writ Petition seeking a direction to the respondents not to interfere with the business of the petitioner including the entertainment provided by him by engaging a live band/orchestra during working hours of the restaurant.

Heard the learned counsel for the petitioner and the learned Government Pleader for Home. During their submissions, it is brought to the notice of this Court an order

passed by a Division Bench of this Court in W.A.Nos.2572 and 2573 of 2005, dt.23.12.2005 directing the Commissioner of Police to consider the representation of the appellants/petitioners within a period of two weeks and also further directing not to interfere with the activities of the appellants/petitioners therein.

Therefore, liberty is reserved to the petitioner to approach the first respondent for appropriate orders in terms of the judgment of the Division Bench referred to hereinabove. As and when such representation is made, the first respondent shall consider the same and pass appropriate orders within a period of two weeks from today. If the petitioner is engaging live-band and orchestra, there shall be no interference. However, this order does not enable the petitioner bar to arrange any type of dances at the bar and restaurant.

The Writ Petition with the above observations is accordingly disposed of.

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(V.V.S.RAO, J)

27.12.2005

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